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APPLICATION NO.	FILING DATE	FIRST NAMED INVENTOR	ATTORNEY DOCKET NO.	CONFIRMATION NO.
10/675,352	09/30/2003	James P. Luther	HE0207	9397
21495	7590	12/21/2005	EXAMINER	
CORNING CABLE SYSTEMS LLC			LEPISTO, RYAN A	
P O BOX 489			ART UNIT	
HICKORY, NC 28603			PAPER NUMBER	
			2883	

DATE MAILED: 12/21/2005

Please find below and/or attached an Office communication concerning this application or proceeding.

**Office Action Summary**

Application No.

10/675,352

Applicant(s)

LUTHER ET AL.

Examiner

Ryan Lepisto

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-- The MAILING DATE of this communication appears on the cover sheet with the correspondence address --  
**Period for Reply**

A SHORTENED STATUTORY PERIOD FOR REPLY IS SET TO EXPIRE 3 MONTH(S) OR THIRTY (30) DAYS, WHICHEVER IS LONGER, FROM THE MAILING DATE OF THIS COMMUNICATION.

- Extensions of time may be available under the provisions of 37 CFR 1.136(a). In no event, however, may a reply be timely filed after SIX (6) MONTHS from the mailing date of this communication.
- If NO period for reply is specified above, the maximum statutory period will apply and will expire SIX (6) MONTHS from the mailing date of this communication.
- Failure to reply within the set or extended period for reply will, by statute, cause the application to become ABANDONED (35 U.S.C. § 133). Any reply received by the Office later than three months after the mailing date of this communication, even if timely filed, may reduce any earned patent term adjustment. See 37 CFR 1.704(b).

**Status**

- 1) ☒ Responsive to communication(s) filed on 18 November 2005.  
2a) ☒ This action is **FINAL**. 2b) ☐ This action is non-final.  
3) ☐ Since this application is in condition for allowance except for formal matters, prosecution as to the merits is closed in accordance with the practice under *Ex parte Quayle*, 1935 C.D. 11, 453 O.G. 213.

**Disposition of Claims**

- 4) ☒ Claim(s) 1-35 is/are pending in the application.  
4a) Of the above claim(s) 5-20 and 23-35 is/are withdrawn from consideration.  
5) ☐ Claim(s) \_\_\_\_\_ is/are allowed.  
6) ☒ Claim(s) 1, 2, 21 and 22 is/are rejected.  
7) ☒ Claim(s) 3 and 4 is/are objected to.  
8) ☐ Claim(s) \_\_\_\_\_ are subject to restriction and/or election requirement.

**Application Papers**

- 9) ☐ The specification is objected to by the Examiner.  
10) ☒ The drawing(s) filed on 30 September 2003 is/are: a) ☒ accepted or b) ☐ objected to by the Examiner.  
Applicant may not request that any objection to the drawing(s) be held in abeyance. See 37 CFR 1.85(a).  
Replacement drawing sheet(s) including the correction is required if the drawing(s) is objected to. See 37 CFR 1.121(d).  
11) ☐ The oath or declaration is objected to by the Examiner. Note the attached Office Action or form PTO-152.

**Priority under 35 U.S.C. § 119**

- 12) ☐ Acknowledgment is made of a claim for foreign priority under 35 U.S.C. § 119(a)-(d) or (f).  
a) ☐ All b) ☐ Some \* c) ☐ None of:  
1. ☐ Certified copies of the priority documents have been received.  
2. ☐ Certified copies of the priority documents have been received in Application No. \_\_\_\_\_.  
3. ☐ Copies of the certified copies of the priority documents have been received in this National Stage application from the International Bureau (PCT Rule 17.2(a)).

\* See the attached detailed Office action for a list of the certified copies not received.

**Attachment(s)**

- 1) ☒ Notice of References Cited (PTO-892)  
2) ☐ Notice of Draftsperson's Patent Drawing Review (PTO-948)  
3) ☒ Information Disclosure Statement(s) (PTO-1449 or PTO/SB/08)  
Paper No(s)/Mail Date 7/30/03; 11/18/05  
4) ☐ Interview Summary (PTO-413)  
Paper No(s)/Mail Date. \_\_\_\_\_  
5) ☐ Notice of Informal Patent Application (PTO-152)  
6) ☐ Other: \_\_\_\_\_

## DETAILED ACTION

### *Claim Rejections - 35 USC § 103*

The following is a quotation of 35 U.S.C. 103(a) which forms the basis for all obviousness rejections set forth in this Office action:

(a) A patent may not be obtained though the invention is not identically disclosed or described as set forth in section 102 of this title, if the differences between the subject matter sought to be patented and the prior art are such that the subject matter as a whole would have been obvious at the time the invention was made to a person having ordinary skill in the art to which said subject matter pertains. Patentability shall not be negated by the manner in which the invention was made.

1. **Claims 1-2, 21 and 22** are rejected under 35 U.S.C. 103(a) as being unpatentable over **Cairns (US 6,439,778 B1)**.

Regarding independent claims 1, 21 and 22, Cairns teaches a fiber optic connector (Fig 3 and 4 are left and right half of connector) comprising: a multi-fiber ferrule (col 4, lines 7-9 and Fig 3, ref sign 18) movably disposed within the connector (col 4, lines 26-29) having an end face (Fig 3, ref sign 34) and an opposed rear face (Fig 3, ref sign 30, left side), the ferrule having a plurality of optical fiber bores extending therethrough (col 4, lines 10-15) for receiving the end portions of respective optical fibers adjacent the end face, the end face defining a plane that is generally perpendicular to each of the optical fiber bores (Fig 3, ref sign 34), the ferrule further having at least one guide pin hole (Fig 3, ref sign 36) for receiving a guide pin (Fig 4, ref sign 84) to align the multi-fiber ferrule with a mating multi-fiber ferrule (Fig 4, ref sign 64), the guide pin hole defining an axis that is parallel to each of the optical fiber bores (Fig 3, ref sign 36 and 54, the axis of which are both parallel to each other), the fiber optic connector defining a longitudinal axis that is generally parallel to the axis defined by the guide pin hole or fiber bores (Fig 3, ref sign 36, the axis of which is parallel to

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longitudinal axis of connector which is the same as the ribbon fiber 54) and two pairs of force centering element or means (col 4, lines 15-20 and Fig 3, ref sign 44 the two opposing and matching sidewalls of the rectangular bore, ref sign 97 that engages the end portion, ref sign 88 of the ferrule) for applying a resultant biasing force to the ferrule in the direction of the longitudinal axis or axial direction parallel to each of the optical fiber bores such that the ferrule is not subjected to a moment about a lateral axis defined by the end face of the ferrule and generally perpendicular to the longitudinal axis.

While the reference does not explicitly state "moment about a lateral axis", it is obvious or well known to one of ordinary skill in the art at the time the invention was made that a moment is also known as a torque.

Therefore, it would have been obvious to one skilled in the art at the time the invention was made to have at least one force centering element or means for applying a resultant biasing force to the ferrule in the direction of the longitudinal axis or axial direction parallel to each of the optical fiber bores such that the ferrule is not subjected to a moment about a lateral axis defined by the end face of the ferrule and generally perpendicular to the longitudinal axis.

The motivation is to reduce the risk of misalignment between optical contacts and avoid torque or twisting forces which may result in improper alignment (col 1, lines 61-65).

Regarding claim 2, there is a spring seat (Fig 3, ref sign 44) having a forward portion (Fig 3, ref sign 48) that engages the rear face of the ferrule and a rearward

portion (Fig 3, refs sign 44 curved portion) opposite the forward portion and wherein the rearward portion and forward portions comprise the rectangular bore and therefore the opposing and matching sidewalls of the bore hole.

***Allowable Subject Matter***

2. **Claims 3 and 4** are objected to as being dependent upon a rejected base claim, but would be allowable if rewritten in independent form including all of the limitations of the base claim and any intervening claims.

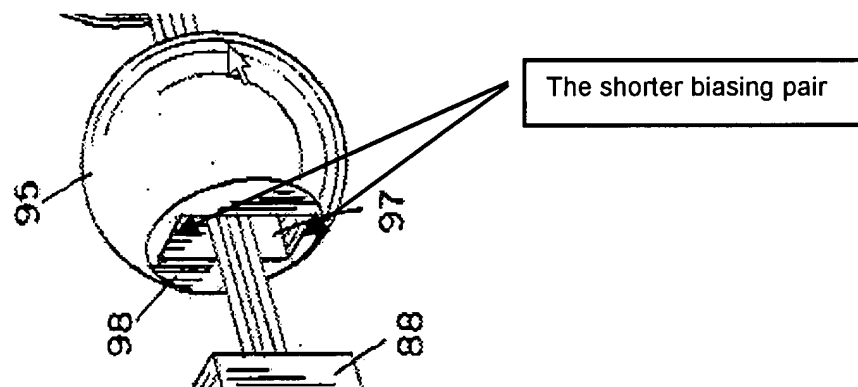
The following is a statement of reasons for the indication of allowable subject matter:

With regard to claim 3: These claims would be allowable over the prior art of record if rewritten in independent form including all of the limitations of the base claim and any intervening claims because the latter, either alone or in combination, does not disclose nor render obvious a pair of spaced apart force centering elements engaging the ferrule or the biasing force means to balance the biasing force about the lateral axis defined by the end face of the ferrule are disposed medially one the rearward portion and each comprise a protrusion that extends outwardly from the rearward portion, in combination with the rest of the claimed limitations.

With regard to claim 4: These claims would be allowable over the prior art of record if rewritten in independent form including all of the limitations of the base claim and any intervening claims because they depend on a claim with allowable subject matter.

### ***Response to Arguments***

3. Applicant's arguments with respect to claims 1-4, 21 and 22 have been considered but are moot in view of the new ground(s) of rejection necessitated by applicant's amendment. Specially, the pair of force centering elements now read on the opposing and matching sidewalls of the seat bore as shown below and described above.



### ***Conclusion***

4. Applicant's amendment necessitated the new ground(s) of rejection presented in this Office action. Accordingly, **THIS ACTION IS MADE FINAL**. See MPEP § 706.07(a). Applicant is reminded of the extension of time policy as set forth in 37 CFR 1.136(a).

A shortened statutory period for reply to this final action is set to expire **THREE MONTHS** from the mailing date of this action. In the event a first reply is filed within **TWO MONTHS** of the mailing date of this final action and the advisory action is not mailed until after the end of the **THREE-MONTH** shortened statutory period, then the shortened statutory period will expire on the date the advisory action is mailed, and any

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extension fee pursuant to 37 CFR 1.136(a) will be calculated from the mailing date of the advisory action. In no event, however, will the statutory period for reply expire later than SIX MONTHS from the date of this final action.

**Contact Information**

Any inquiry concerning this communication or earlier communications from the examiner should be directed to Ryan Lepisto whose telephone number is (571) 272-1946. The examiner can normally be reached on M-F 7:30AM-5:00PM.

If attempts to reach the examiner by telephone are unsuccessful, the examiner's supervisor, Frank Font can be reached on (571) 272-2415. The fax phone number for the organization where this application or proceeding is assigned is 703-872-9306.

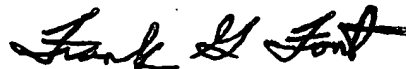
Information regarding the status of an application may be obtained from the Patent Application Information Retrieval (PAIR) system. Status information for published applications may be obtained from either Private PAIR or Public PAIR. Status information for unpublished applications is available through Private PAIR only. For more information about the PAIR system, see <http://pair-direct.uspto.gov>. Should you have questions on access to the Private PAIR system, contact the Electronic Business Center (EBC) at 866-217-9197 (toll-free).



Ryan Lepisto

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Date: 12/15/05



Frank Font

Supervisory Patent Examiner

Technology Center 2800